

67071-25

11/13/2013

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

OFFICE OF CHEMICAL SAFETY
AND POLLUTION PREVENTION

Cheryl Woodward, Regulatory Specialist
Thor GmbH c/o Thor Specialties, Inc.
50 Waterview Drive
Shelton, CT 06484

NOV 13 2013

Subject: Notification; Per PR-Notice 98-10
Product Name: Acticide B10
EPA Registration Number: 67071-25
Application Date: October 15, 2013

Dear Ms. Woodward:

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 dated October 15, 2013 for the product referenced above. The Antimicrobials Division (AD) has conducted a review of this request for its applicability under PRN 98-10 and finds that the language "not approved for use in California", and other minor label changes fall within the scope of PRN 98-10 and are acceptable. A copy of this notification will be placed in our Acticide B10 records.

If you have any questions regarding this letter, please contact Amaris Johnson at johnson.amaris@epa.gov or call (703) 305-9542.

Sincerely,

A handwritten signature in black ink that reads "Amaris H. Johnson for." The signature is written in a cursive style.

Marshall Swindell
Product Manager 33
Regulatory Management Branch 1
Antimicrobial Division (7510P)
Office of Pesticide Programs

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United States
Environmental Protection Agency
 Washington, DC 20460

<input type="checkbox"/>	Registration
<input type="checkbox"/>	Amendment
<input checked="" type="checkbox"/>	Other

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number 67071-25	2. EPA Product Manager Marshall Swindell	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Thor GmbH / ACTICIDE B10	PM# 33	
5. Name and Address of Applicant (Include ZIP Code) Thor GmbH, Landwehrstrasse 1, D-67346, Speyer, Germany U.S. Agent: Thor Specialties, Inc. 50 Waterview Drive, Shelton, CT 06484 <input type="checkbox"/> Check if this is a new address	6. Expedited Review. In accordance with FIFRA Section 3(c)(3) (b)(i), my product is similar or identical in composition and labeling to: EPA Reg. No. <u>67071-25</u> Product Name <u>ACTICIDE B10</u>	

Section - II

<input type="checkbox"/> Amendment - Explain below.	<input type="checkbox"/> Final printed labels in response to Agency letter dated _____
<input type="checkbox"/> Resubmission in response to Agency letter dated _____	<input type="checkbox"/> "Me Too" Application.
<input checked="" type="checkbox"/> Notification - Explain below.	<input type="checkbox"/> Other - Explain below.

Explanation: Use additional page(s) if necessary. (For section I and Section II.)

Notification of label change as required by the State of California and per PR Notice 98-10 / 95-2. This notification is consistent with the requirements of EPA's regulations at 40 CFR §§ 156.10, 156.140, 156.144, 156.146, and 156.156. No other changes have been made to the labeling or the Confidential Statement of Formula for this product. I understand that it is a violation of 18 U.S.C. Sec. 1001 to willfully make any false statement to EPA. I further understand that if the amended label is not consistent with the requirements of 40 CFR §§ 156.10, 156.140, 156.144, 156.146, and 156.156, this product may be in violation of FIFRA and I may be subject to enforcement action and penalties under sections 12 and 14 of FIFRA

Section - III

1. Material This Product Will Be Packaged In:				2. Type of Container	
Child-Resistant Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		<input checked="" type="checkbox"/> Metal	<input type="checkbox"/> Plastic
				<input type="checkbox"/> Glass	<input type="checkbox"/> Paper
* Certification must be submitted		If "Yes" Unit Packaging wgt.	No. per container	Other (Specify) _____	
		If "Yes" Package wgt	No. per container		
3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container 55, 440 and 2200 pounds		5. Location of Label Directions <input checked="" type="checkbox"/> On labeling accompanying product	
6. Manner in Which Label is Affixed to Product <input checked="" type="checkbox"/> Lithograph Paper glued Stenciled				<input type="checkbox"/> Other _____	

Section - IV

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)		
Name Cheryl Woodward	Title Regulatory Specialist	Telephone No. (Include Area Code) 203-516-6980
<p align="center">Certification</p> <p>I certify that the statements I have made on this form and all attachments thereto are true, accurate and complete. I acknowledge that any knowingly false or misleading statement may be punishable by fine or imprisonment or both under applicable law.</p>		6. Date Application Received (Stamped)
2. Signature <i>Cheryl Woodward</i>	3. Title Regulatory Specialist	
4. Typed Name Cheryl Woodward	5. Date 10/15/2013	

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Mr. Marshall Swindell, Product Manager 33
U.S. ENVIRONMENTAL PROTECTION AGENCY
ACTICIDE® B10, EPA Registration No. 67071-25
Notification of label change
Page 2 of 2
October 15, 2013

The qualifier (*) has been removed from the front of the following uses which have been approved by the state of California:

- PAPER COATING COMPOSITIONS
- PESTICIDE FORMULATIONS
- INKS
- AQUEOUS MINERAL SLURRIES
- LEATHER PROCESSING SOLUTIONS

THOR SPECIALTIES, INC.

50 Waterview Drive · Shelton, CT 06484 · U.S.A.
Telephone: (203) 516-6980 · Fax: (203) 954-0005
Email: info@thorsp.com

ACTICIDE® B10



PHYSICAL AND CHEMICAL HAZARD: This product is corrosive to mild steel. Materials to be avoided: acids and oxidizing agents.

ENVIRONMENTAL HAZARDS: This pesticide is toxic to fish. Do not discharge effluent containing this product into lakes, streams, ponds, estuaries, oceans or other waters unless in accordance with the requirements of a National Pollutant Discharge Elimination System (NPDES) permit and the permitting authority has been notified in writing prior to discharge. Do not discharge effluent containing this product to sewer systems without previously notifying the sewage treatment plant authority. For guidance contact your State Water Board or Regional Office of the EPA. Do not contaminate water by cleaning of equipment or disposal of waste. Apply this pesticide only as specified on this label.

STORAGE AND DISPOSAL

PROHIBITIONS: Do not contaminate food or feed by storage, disposal or cleaning of equipment. Open dumping is prohibited.

Pesticide Disposal: Pesticide wastes are acutely hazardous. Improper disposal of excess pesticide or rinsate is a violation of Federal Law. If waste cannot be disposed of by use according to label instructions, contact your State Pesticide or Environmental Control Agency or the Hazardous Waste representative at the nearest EPA Regional Office for guidance.

CONTAINER DISPOSAL: Non-refillable container. Do not reuse or refill this container. Triple rinse container promptly after emptying. Triple rinse as follows: [For containers < 5 gallons in size] - Empty the remaining contents into application equipment or a mix tank and drain for 10 seconds after the flow begins to drip. Fill the container 1/4 full with water and recap. Shake for 10 seconds. Pour rinsate into application equipment or a mix tank or store rinsate for later use or disposal. Drain for 10 seconds after the flow begins to drip. Repeat this procedure two more times. [For containers > 5 gallons in size] - Empty the remaining contents into application equipment or a mix tank. Fill the container 1/4 full with water. Replace and tighten closures. Tip container on its side and roll it back and forth, ensuring at least one complete revolution, for 30 seconds. Stand the container on its end and tip it back and forth several times. Turn the container over onto its other end and tip it back and forth several times. Empty the rinsate into application equipment or a mix tank or store rinsate for later use or disposal. Repeat this procedure two more times. Then offer for recycling if available or puncture and dispose of in a sanitary landfill, or by other procedures approved by state and local authorities.

GENERAL: CONSULT FEDERAL, STATE OR LOCAL DISPOSAL AUTHORITIES FOR APPROVED ALTERNATIVE PROCEDURES.

CONDITIONS OF SALE AND WARRANTY: Thor GmbH warrants that the product conforms to its chemical description and is reasonably fit for the purpose stated on the label only when used in accordance with label directions under normal conditions of use. THOR GMBH MAKES NO OTHER EXPRESS OR IMPLIED WARRANTIES EITHER OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR USE. Handling, storage and use of the product by Buyer or User are beyond the control of Thor GmbH and Seller. Risks such as ineffectiveness or other unintended consequences resulting from, but not limited to, failure to follow label directions will be assumed by the Buyer or User. IN NO CASE WILL THOR GMBH OR SELLER BE HELD LIABLE FOR CONSEQUENTIAL, SPECIAL OR INDIRECT DAMAGES RESULTING FROM THE HANDLING, STORAGE OR USE OF THIS PRODUCT.

ACTIVE INGREDIENTS:

1,2-Benzisothiazolin-3-one

10.0%

INERT INGREDIENTS:

90.0%

TOTAL: 100.0%

Precautionary Statements: Hazards to Humans and Domestic Animals

DANGER

Corrosive. Causes irreversible eye damage. Do not get in eyes, on skin, on clothing. May be fatal if inhaled. Do not breathe spray mist. Harmful if swallowed. Harmful if absorbed through skin. Prolonged or frequently repeated skin contact may cause allergic reactions in some individuals. Wear goggles or face shield, long-sleeved shirt and long pants, socks, shoes, chemical-resistant gloves made of barrier laminate, butyl, nitrile or neoprene rubber, polyvinyl chloride or viton, and either a respirator with an organic-vapor removing cartridge with a prefilter approved for pesticides (MSHA/NIOSH approval number prefix TC-23C), or a canister approved for pesticides (MSHA/NIOSH approval number prefix TC-14G) or a NIOSH approved respirator with an organic vapor (OPV) cartridge or canister with any N, R, P or HE prefilter.

Follow manufacturer's instructions for cleaning/maintaining PPE. If no such instructions for washables exist, use detergent and hot water. Keep and wash PPE separately from other laundry.

Discard clothing and other absorbent materials that have been drenched or heavily contaminated with the product's concentrate. Do not reuse them.

USER SAFETY RECOMMENDATIONS: wash hands before eating, drinking, chewing gum, using tobacco, or using the toilet. Remove clothing/PPE immediately if pesticide gets inside. Then wash thoroughly and put on clean clothing. Remove PPE immediately after handling this product. As soon as possible wash thoroughly and change into clean clothing.

KEEP OUT OF REACH OF CHILDREN DANGER - PELIGRO

See Side panel for additional precautionary statements

FIRST AID

- > **If in Eyes:**
 - > Hold eye open and rinse slowly and gently with water for 15-20 minutes.
 - > Remove contact lenses, if present, after the first 5 minutes, then continue rinsing eye.
 - > Call a poison control center or doctor for treatment advice.
 - > Move person to fresh air.
 - > If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably mouth-to-mouth if possible.
 - > Call a poison control center or doctor for further treatment advice.
- > **If on Skin or Clothing:**
 - > Take off contaminated clothing.
 - > Rinse skin immediately with plenty of water for 15-20 minutes.
 - > Call a poison control center or doctor for treatment advice.
- > **If Swallowed:**
 - > Call a poison control center or doctor immediately for treatment advice.
 - > Have person sip a glass of water if able to swallow.
 - > Do not induce vomiting unless told to by a poison control center or doctor.
 - > Do not give anything by mouth to an unconscious person.

HOT LINE NUMBER: Have the product container or label with you when calling a poison control center or doctor, or going for treatment. You may also contact 1-800-424-9300 for emergency medical treatment information.

Note to physician: Probable mucosal damage may contraindicate the use of gastric lavage.

For Transportation / Spill Emergency:
Call Chemtrec at 1-800-424-9300

**UN3082, ENVIRONMENTALLY HAZARDOUS
SUBSTANCE, LIQUID, N.O.S. (1,2-BENZISOTHAZOL-3(2H)-ONE),
9, PG-III**

DIRECTIONS FOR USE

It is a violation of Federal Law to use this product in a manner inconsistent with its labeling.

Industrial microbiocide for use in aqueous compositions such as oil in water emulsions, latices, paints, adhesives, casein/rosin dispersions, building materials such as tape joint compounds, aqueous slurries, dispersed pigments, such as titanium dioxide slurries, inks, pesticide formulations, textile spin-finish solutions and leather processing. **READ AND FOLLOW THE DIRECTIONS FOR USE ON THE ACCOMPANYING INFORMATION SHEET.**

EPA Reg. No. 67071-25

Manufactured By/For: Thor GmbH
D-67346 Speyer, Germany
Tel. (06232) 6360

EPA Est. No. 67071-DEU-001

U.S. Office:
Thor Specialties, Inc.
50 Waterview Drive, Shelton, CT 06484
USA
Tel. (203) 516-6980

Batch:

Mfg Date:

Net Contents (pounds):

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ACTICIDE[®] B10 INFORMATION SHEET

THIS ACTICIDE[®] B10 INFORMATION SHEET MUST ACCOMPANY EACH SHIPMENT OF ACTICIDE[®] B10

DIRECTIONS FOR USE

It is a violation of Federal Law to use this product in a manner inconsistent with its labeling.

ACTICIDE[®] B10 is an effective preservative in most aqueous compositions. Typical applications and suggested range of use concentrations based on total weight of product are as follows:

LB PER 1000 LB PRODUCT

OIL IN WATER EMULSIONS.....1.0 - 3.0
Spin-finish solutions for use in textile industry and photographic emulsions

LATICES1.0 - 3.0
Polymer latices based on acrylates, PVA, butadiene and styrene for various applications such as wax floor polishes. Synthetic/rubber latices.

EMULSION PAINTS.....1.0 - 3.0
As an in-container preservative.

ADHESIVES.....1.0 - 5.0
Animal glues, vegetable glues, carboxymethylcellulose and derivatives, adhesives based on gelatin and latices.

PAPER COATING COMPOSITIONS1.0 - 3.0
Rosin dispersions, starch and casein based products.

PESTICIDE FORMULATIONS.....1.0 - 5.0
For product preservation. For ultimate use-dilution protection.

ACTICIDE[®] B10 is exempt from tolerance under 40 CFR, 180.1001 (d). Materials exempted from the requirements of a tolerance when used in accordance with good agricultural practices as inert (or occasionally active) ingredients in pesticide formulations applied to growing crops only. Based on the current 180.1001 (d) limit of 0.1% BIT in formulations, use levels up to 0.5% (5,000 ppm) ACTICIDE[®] B10 are allowed.

INKS.....1.0 - 5.0

TAPE JOINT COMPOUNDS1.0 - 5.0

AQUEOUS MINERAL SLURRIES.....1.9 - 2.0
Such as titanium dioxide, kaolin, calcium carbonate, calcium sulfate and magnesium silicate.

LEATHER PROCESSING SOLUTIONS0.5 - 4.0